

57-24-101. Definitions.

As used in this chapter:

- (1) (a) "Flag" means a depiction or emblem:
 - (i) (A) of the flag of the United States as provided in United States Code Title 4, Chapter 1, The Flag; or
 - (B) of the state flag of Utah as provided in Section 63G-1-501;
 - (ii) made from fabric or cloth; and
 - (iii) with measurements that do not exceed three feet by five feet.
- (b) "Flag" does not include a depiction or emblem made from:
 - (i) lights;
 - (ii) paint;
 - (iii) roofing;
 - (iv) siding;
 - (v) paving materials;
 - (vi) flora;
 - (vii) balloons; or
 - (viii) any other building, landscaping, or decorative component.
- (2) "Resident" means:
 - (a) a renter as defined in Section 57-22-2;
 - (b) a resident as defined in Section 57-16-3; or
 - (c) a unit owner as defined in Section 57-8-3.
- (3) "Residential property management authority" means:
 - (a) an owner as defined in Section 57-22-2;
 - (b) a mobile home park as defined in Section 57-16-3;
 - (c) a mobile home park residents' association established in accordance with Section 57-16-16;
 - (d) an association of unit owners as defined in Section 57-8-3; or
 - (e) a management committee as defined in Section 57-8-3.

Amended by Chapter 382, 2008 General Session

57-24-102. Restriction on prohibition of display of flag.

- (1) A residential property management authority may not prohibit a resident from displaying a flag:
 - (a) consistent with the guidelines in United States Code Title 4, Chapter 1, The Flag;
 - (b) within an area over which the resident has exclusive control; and
 - (c) from a staff, pole, or window.
- (2) In any action to enforce this section, the prevailing party shall be awarded costs and reasonable attorney fees.
- (3) This section does not apply to a contract or agreement entered into before May 3, 2004.

Enacted by Chapter 44, 2004 General Session